

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  HOULTON ENTERPRISES, INC., D/B/A EZ PHONE CONNECTIONS	DOCKET NOS. TF-99-229 WRU-99-29-3321 (TCU-99-10)
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**ORDER APPROVING TARIFF, DENYING UNNECESSARY REQUEST FOR  
WAIVER, GRANTING WAIVERS, AND  
ISSUING CERTIFICATE**

(Issued September 9, 1999)

On April 15, 1999, Houlton Enterprises, Inc. (Houlton), d/b/a EZ Phone Connections, filed an application for a certificate of public convenience and necessity pursuant to IOWA CODE § 476.29 (1999), stating its intention to provide resold exchange telecommunications service in the exchange areas currently served by U S West Communications, Inc. (U S West), and GTE Midwest Incorporated (GTE). The Board identified the application as Docket No. TCU-99-10. On May 28, 1999, the Board issued an order in Docket No. TCU-99-10 granting Houlton's application subject to the requirements that Houlton submit tariffs and maps to the Board for review and approval and, at the same time, file a statement regarding the availability of a 2-PIC methodology for dialing parity.

On July 29, 1999, Houlton filed a proposed tariff identified as TF-99-229 and a statement that it concurs in the service territory maps of U S West and GTE. Houlton provided notice to all affected local exchange providers. The Board has reviewed the proposed tariff and map concurrence and finds it substantially complies

with Board rules and that it is consistent with Houlton's application. The Board will approve the tariff.

Houlton filed a request for waiver identified as Docket No. WRU-99-29-3321. Houlton asked the Board to waive the requirement that it file a statement regarding the availability of a 2-PIC methodology for dialing parity. Houlton stated it intends to restrict its subscribers' access to interexchange carriers since the customers are classified as high credit risk. Access will be restricted for intraLATA, interLATA, interstate, international, and pay per call services. Houlton stated that in the event it permits toll access to its customers, it will comply with dialing parity requirements. Since compliance with dialing parity requirements is not relevant until or unless Houlton permits toll access to its customers, Houlton's request to waive the requirement is unnecessary and, for that reason, will be denied.

Second, Houlton requested the Board waive the requirements of IOWA ADMIN. CODE 199-16.5(2), which requires utilities to maintain revenue accounts in accordance with the Board's prescribed system of accounts and IOWA ADMIN. CODE 199-22.3(1), which requires that local exchange utilities publish directories. In support of its request for waiver of IOWA ADMIN. CODE 199-16.5(2), Houlton stated it is a non-rate regulated local exchange reseller and it will maintain its books according to generally accepted accounting principles. The Board will grant the request for waiver. Since Houlton will maintain its books in an accessible manner and the Board does not regulate its rates, the requirements of the rules should be waived for Houlton.

Second, Houlton stated it will provide service to only a small number of customers in Iowa and does not plan to serve more than 2 percent of the population. The Board finds it is unnecessary to require Houlton to publish a directory and will also waive the requirements of IOWA ADMIN. CODE 199-22.3(1).

**IT IS THEREFORE ORDERED:**

1. The tariff filed by Houlton Enterprises, Inc., d/b/a/ EZ Phone Connections, on July 28, 1999, identified by the Board as TF-99-229, is approved, subject to complaint or investigation.
2. A certificate, identified as Certificate No. 0196, is issued to Houlton with this order.
3. The request for waiver of the requirement that it show compliance with 2-PIC dialing parity is denied because a waiver of the requirement is unnecessary.
4. The request for waiver of IOWA ADMIN. CODE 199-16.5(2) and IOWA ADMIN. CODE 199-22.3(1) is granted.

**UTILITIES BOARD**

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Judi K. Cooper  
Executive Secretary, Deputy

/s/ Diane Munns

Dated at Des Moines, Iowa, this 9<sup>th</sup> day of September, 1999.